

103^D CONGRESS
2^D SESSION

H. R. 5185

To amend the National Historic Preservation Act to prohibit the inclusion of certain sites on the National Register of Historic Places, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 5, 1994

Mr. HERGER introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To amend the National Historic Preservation Act to prohibit the inclusion of certain sites on the National Register of Historic Places, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ELIGIBILITY FOR INCLUSION ON NATIONAL**
4 **REGISTER OF HISTORIC PLACES.**

5 Section 101(a)(6) of the National Historic Preserva-
6 tion Act (16 U.S.C. 470 and following) is amended by in-
7 serting “(A)” after “(6)” and by adding the following at
8 the end thereof:

1 “(B) After the date of the enactment of this subpara-
2 graph, any unimproved or unmodified natural landscape
3 feature which does not contain artifacts or other physical
4 evidence of human activity that have unique significance
5 in history or pre-history shall not be—

6 “(i) eligible for inclusion on the National Reg-
7 ister of Historic Places;

8 “(ii) included on the National Register of His-
9 toric Places; or

10 “(iii) considered to be a historic or pre-historic
11 property or historic resource for purposes of this Act
12 or any other Federal law.

13 Nothing in this subparagraph shall invalidate or otherwise
14 affect any determination made under this Act or under
15 any other Federal law prior to the enactment of this sub-
16 paragraph with respect to any site.”.

17 **SEC. 2. PROHIBITION OF DESIGNATION OF MT. SHASTA**

18 The Mt. Shasta area in the State of California, as
19 generally depicted on the U.S. Forest Service map entitled
20 “Geographic Limits Multiple Property Form Mt. Shasta
21 Native American Culture and History”, numbered 1, and
22 dated April 1993, may not be designated by any agency
23 or authority of the United States as a historic district,
24 historic site or national monument under the National
25 Historic Preservation Act (16 U.S.C. 470 and following)

1 or the Antiquities Act (16 U.S.C. 431–433). Any designa-
2 tion made prior to the enactment of this Act which is in-
3 consistent with the preceding sentence shall cease to have
4 any force and effect upon the enactment of this Act. The
5 map referred to in this section shall be on file and avail-
6 able for public inspection in the offices of the United
7 States Forest Service, Department of Agriculture.

